

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
TEXARKANA DIVISION**

LARHONDA DINKINS, §
§
Plaintiff, §
§
v. § CIVIL ACTION NO. 5:24-CV-8-RWS-JBB
§
MARTIN O'MALLEY, §
COMMISSIONER OF THE SOCIAL §
SECURITY ADMINISTRATION, §
§
Defendant. §

ORDER

Before the Court is the Report and Recommendation of the United States Magistrate Judge, which recommends the above-entitled social security action be reversed and remanded. Docket No. 13. Plaintiff Larhonda Dinkins initiated this action pursuant to 42 U.S.C. § 405(g), seeking judicial review of the denial of her application for social security benefits. Docket No. 1. The case was referred to United States Magistrate Judge J. Boone Baxter in accordance with 28 U.S.C. § 636.

Because no objections have been received, any aggrieved party is barred from *de novo* review by the District Judge of the Magistrate Judge's proposed findings, conclusions and recommendations. Moreover, except upon grounds of plain error, an aggrieved party is barred from appellate review of the unobjected-to factual findings and legal conclusions accepted and adopted by the District Court. *See Duarte v. City of Lewisville, Texas*, 858 F.3d 348, 352 (5th Cir. 2017); *Arriaga v. Laxminarayan*, Case No. 4:21-CV-00203-RAS, 2021 WL 3287683, at *1 (E.D. Tex. July 31, 2021).

The Court has reviewed the pleadings in the above-captioned case and the Report and Recommendation of the Magistrate Judge. Upon such review, the Court has determined that the Report of the Magistrate Judge is correct. *See United States v. Wilson*, 864 F.2d 1219, 1221 (5th Cir.), *cert. denied*, 492 U.S. 918 (1989) (where no objections to a Magistrate Judge's Report are filed, the standard of review is "clearly erroneous, abuse of discretion and contrary to law"). Accordingly, it is

ORDERED that the Report and Recommendation of the Magistrate Judge (Docket No. 13) is **ADOPTED** as the opinion of the District Court. It is further

ORDERED that Plaintiff's above-entitled Social Security action is hereby **REVERSED**
AND REMANDED.

So ORDERED and SIGNED this 24th day of February, 2025.


ROBERT W. SCHROEDER III
UNITED STATES DISTRICT JUDGE